

SHASTA COUNTY BOARD OF SUPERVISORS

Tuesday, January 4, 2005

REGULAR MEETING

9:00 a.m.: Chairman Hawes called the Regular Session of the Board of Supervisors to order on the above date with the following present:

District No. 1 - Supervisor Kehoe
District No. 2 - Supervisor Fust
District No. 3 - Supervisor Hawes
District No. 4 - Supervisor Wilson
District No. 5 - Supervisor Clarke

County Administrative Officer - Doug Latimer
County Counsel - Karen Jahr
Chief Deputy Clerk of the Board - Glenda Tracy
Deputy Clerk of the Board - Linda Mekelburg

INVOCATION

Invocation was given by Pastor Tim Moore, Redeemed Ministries International.

PLEDGE OF ALLEGIANCE

Pledge of Allegiance to the Flag was led by Supervisor Kehoe.

2004 CHAIRMAN'S YEAR IN REVIEW

Chairman Hawes presented the Chairman's Year-In-Review report, which listed some of the significant accomplishments made in Shasta County during the year 2004.

PRESENTATION OF PLAQUES TO OUTGOING SUPERVISORS FUST AND WILSON

Chairman Hawes presented a plaque to Supervisor Irwin Fust and Supervisor Molly Wilson.

**PRESENTATION OF STATE OF CALIFORNIA SENATE RESOLUTION
TO SUPERVISOR FUST**

On behalf of State Senator Sam Aanestad, former Senator Maurice Johannessen presented a State of California Senate Resolution to Supervisor Fust in recognition of his years of service.

SWEARING-IN CEREMONY

Shasta County Clerk Cathy Darling performed the swearing-in ceremony for Mark Cibula, District 2 Supervisor; Glenn Hawes, District 3 Supervisor; and Linda Hartman, District 4 Supervisor.

ELECTION OF 2005 CHAIRMAN

Chairman Hawes called for nominations for the position of Chairman of the Board for the year 2005. By motion made, seconded (Clarke/Hawes), and unanimously carried, the Board of Supervisors elected Supervisor Kehoe to the position of 2005 Chairman.

ELECTION OF 2005 VICE CHAIRMAN

Chairman Kehoe called for nominations for the position of Vice Chairman of the Board for the year 2005. By motion made, seconded (Clarke/Hawes), and unanimously carried, the Board of Supervisors elected Supervisor Clarke to the position of 2005 Vice-Chairman.

PRESENTATION OF PLAQUE TO 2004 CHAIRMAN

Chairman Kehoe presented a plaque to Supervisor Hawes in recognition of his dedicated service to Shasta County as Chairman of the Board of Supervisors during 2004.

9:30 a.m.: The Board of Supervisors recessed to allow Supervisors Fust and Wilson to step down from the dais and allow Supervisors Cibula and Hartman to take their seats on the dais.

9:45 a.m.: The Board of Supervisors reconvened to open session with Supervisors Cibula and Hartman seated on the dais.

PUBLIC COMMENT PERIOD - OPEN TIME

Dennis Miller stated that he would like the members of the InterMountain Fair Board of Directors to be elected instead of appointed. Cecil Ray stated that actions of the InterMountain Fair have an appearance of impropriety. Supervisor Clarke requested that the issue of concern regarding the InterMountain Fair be placed on a later agenda. Supervisor Hawes stated that California Fairs & Exhibitions may offer some assistance.

Sheriff Jim Pope advised that his office is hosting a refreshment time following the Board of Supervisors meeting to recognize the retiring Supervisors and the incoming Supervisors.

CONSENT CALENDAR

By motion made, seconded (Hawes/Clarke), and carried, the Board of Supervisors took the following actions, which were listed on the Consent Calendar, with Supervisor Cibula abstaining on the Notice of Completion for the Shasta County Administration Center:

Approved and authorized the Chairman or his/her designee to sign the County claims list when Board of Supervisors' meetings are canceled during the year 2005. (Board of Supervisors)

Gave the annual authorization to the Registrar of Voters to conduct election duties during the year 2005. (Board of Supervisors)

Adopted Resolution No. 2005-1, which authorizes the execution of the Fiscal Year 2005-06 California Arts Council Grant State/Local Partnership Programs.
(See Resolution Book No. 46)

Authorized the issuance of checks totaling \$1,208.70 requiring special board action.
(Auditor-Controller)

Appointed Robert Miller to the Board of Building Appeals for a two-year term to December 2006. (Clerk of the Board)

Reappointed J.R. Murray and David Winningham to the Burney Basin Mosquito Abatement District Board for two-year terms to January 2007. (Clerk of the Board)

Reappointed Travis Corder, Robert Rynearson, and Ralph Taylor to the Fall River Resource Conservation District for four-year terms to December 2008. (Clerk of the Board)

Reappointed Robert Thompson, Jr. to the Inter-Mountain Fair Board for a five-year term to January 2010. (Clerk of the Board)

Reappointed James Hamlin, Gail McClung, and Karen Scholes to the Mayers Memorial Hospital District for a four-year term to December 2008. (Clerk of the Board)

Reappointed William Meek to the Law Library Board of Trustees for a one-year term to January 2006. (Clerk of the Board)

Reappointed Dr. Andrew Deckert, Karen Kratzer, Barbara Lapp, Sher Huss, Judie Englesby-Smith, and Maxine Wayda to the Shasta Children and Families First Commission for one-year terms to January 2006. (Clerk of the Board)

Reappointed Gary Hergert and C. Bruce Wade to the Shasta Mosquito and Vector Control District Board for four-year terms to January 2009. (Clerk of the Board)

Reappointed Stuart Gray, Phil Schoefer, and Bruce Wendt to the Western Shasta Resource Conservation District for four-year terms to November 2008. (Clerk of the Board)

Adopted Resolution No. 2005-2, which retains the five-year time period before the Tax Collector can sell tax-defaulted non-residential commercial property. (Treasurer-Tax Collector-Public Administrator)

(See Resolution Book No. 46)

Awarded to the low bidder, Dean Hammond Construction, on a unit-cost basis, the contract for construction on the Shasta County Library - Redding Main, Site Demolition in the amount of \$164,000. (Public Works)

Authorized the Director of Public Works to sign a Notice of Completion for the Shasta County Administration Center and record it within 10 days of completion. (Public Works)

Approved an advance payment of \$23,607.71 in maintenance fees to Accela Corporation for the Permits Plus software system for the period July 1, 2004 through June 30, 2006 in order to obtain a 10 percent discount. (Resource Management)

For the Cottonwood Hills Estate Project, approved and authorized the Chairman to sign an agreement with the Nelson 2004 Trust in an amount not to exceed \$299,540 relating to the

preparation by a consultant of a development plan, environmental impact report (EIR), mitigation monitoring plan (MMP), and staff costs related to document production and processing of related land use permits; approved and authorized the Chairman to sign an agreement with Pacific Municipal Consultants in an amount not to exceed \$299,540 to prepare a development plan, EIR, and MMP; and authorized the Director of Resource Management to approve minor amendments to the agreements provided they do not result in any substantial or functional change to the original intent of the agreements. (Resource Management-Planning Division)

9:30 a.m.: The Board of Supervisors recessed and reconvened as the Shasta County Water Agency.

SPECIAL DISTRICTS/OTHER AGENCIES CONSENT CALENDAR

SHASTA COUNTY WATER AGENCY

By motion made, seconded (Clarke/Hawes), and unanimously carried, the Board of Directors of the Shasta County Water Agency took the following actions, which were listed on the Consent Calendar:

Adopted Water Agency Resolution No. 2005-1, which authorizes the Chairman to sign an Interim Renewal Contract retroactively with the U.S. Department of the Interior Bureau of Reclamation to provide Central Valley Project water for the period January 1, 2005 through February 28, 2006.

(See Water Agency Resolution Book)

Adopted Water Agency Resolution No. 2005-2, which assigns 1,000 acre-feet of the Water Agency's contract for Central Valley Project water to the Mountain Gate Community Services District (CSD); and approved and authorized the Chairman to sign the Assignment Contract.

(See Water Agency Resolution Book)

9:45 a.m.: The Shasta County Water Agency recessed and reconvened as the Board of Supervisors.

REGULAR CALENDAR

PRESENTATIONS

PRESENTATION: SHASTA CASCADE RAIL PRESERVATION SOCIETY CERTIFICATES OF APPRECIATION

Matt Shuman of the Shasta Cascade Rail Preservation Society presented Certificates of Appreciation to the Board of Supervisors, former Supervisor Irwin Fust, and various County Departments concerning their assistance with the historical Southern Pacific Train Depot project.

BOARD MATTERS

2004 EMPLOYEE OF THE YEAR
PUBLIC HEALTH PROGRAM MANAGER KATHEY KAKIUCHI
RESOLUTION NO. 2005-5

At the recommendation of Director of Public Health Marta McKenzie and by motion made, seconded (Hawes/Clarke), and unanimously carried, the Board of Supervisors adopted Resolution No. 2005-5, which recognizes Public Health Program Manager Kathey Kakiuchi as Shasta County's 2004 Employee of the Year.

(See Resolution Book No. 46)

GENERAL GOVERNMENT

ADMINISTRATIVE OFFICE/BOARD OF SUPERVISORS

LEGISLATIVE UPDATE/SUPERVISORS' REPORTS

County Administrative Officer (CAO) Doug Latimer presented an update on specific legislation of importance to Shasta County, advising that the Governor's State of the State will be January 5, 2005. The Governor chose Director of Finance Tom Campbell to address the State fiscal issues.

Supervisors reported on issues of countywide interest.

CLERK OF THE BOARD

APPROVAL OF MINUTES: DECEMBER 7 AND 14, 2004

Supervisor Kehoe advised that the minutes of the meeting of November 23, 2004 had been pulled at the request of the department. By motion made, seconded (Hawes/Clarke), and unanimously carried, the Board of Supervisors approved the minutes of the meetings held on December 7 and 14, 2004, as submitted. Supervisors Cibula and Hartman abstained.

SCHEDULED HEARINGS

GENERAL GOVERNMENT

ADMINISTRATIVE OFFICE

PARKING PLAN & FEES
SHASTA COUNTY ADMINISTRATIVE CENTER

This was the time set to conduct a public hearing and consider introducing and waiving the reading of two ordinances which set parking fees and establish a parking plan at the Shasta County Administration Center. The Affidavit of Publication and Notice of Hearing are on file with the Clerk of the Board.

The public hearing was opened, at which time no one spoke for or against the imposition of the use of meters, and the public hearing was closed.

CAO Latimer recommended a continuance of the matter until January 11, 2005 due to Hearing Officer training issues.

By consensus, the Board of Supervisors continued the matter until January 25, 2005 at 9 a.m., or as soon thereafter as may be heard.

RESOURCE MANAGEMENT

PLANNING DIVISION

ZONE AMENDMENT NO. 04-016

DEBBIE BURNS

NORTHEAST REDDING AREA

This was the time set to conduct a public hearing and regarding Zone Amendment No. 04-016, Debbie Burns, which would rezone approximately 4.48 acres in the Northeast Redding area from a Rural Residential, combined with a Mobile Home District, Building Site Minimum per the recorded map (R-R-T, BSM) District to a Rural Residential, combined with a Mobile Home (R-R-T) District. Resource Management Associate Planner Zachary Bonnin presented the staff report and recommended approval of the project. The Affidavit of Publication and Notice of Hearing are on file with the Clerk of the Board.

The public hearing was opened, at which time Bill Downs spoke on behalf of Debra Burns and Damon Anderson, and stated that Ms. Burns proposed to use the mobile home located on the subject property as a care facility for Ms. Burns' mother. No one else spoke for or against the matter, and the public hearing was closed.

By motion made, seconded (Hartman/Hawes), and unanimously carried, the Board of Supervisors took the following actions regarding Zone Amendment No. 04-016, Debbie Burns, Northeast Redding area:

1. Adopted a California Environmental Quality Act (CEQA) determination of a negative declaration with a de minimis finding of significance, with the findings as specifically set forth in Planning Commission Resolution No. 04-123;
2. Adopted the rezoning findings as specifically set forth in Planning Commission Resolution No. 04-123; and
3. Introduced and waived the reading of an ordinance approving Zone Amendment No. 04-016 as requested.

ZONE AMENDMENT NO. 04-019

JON & STEPHEN ROBERTS

BELLA VISTA AREA

This was the time set to conduct a public hearing and regarding Zone Amendment No. 04-019, Jon and Stephen Roberts, which would rezone approximately 41 acres in the Bella Vista area from an Unclassified District to a to a Limited Agricultural (A-1) District. Resource Management Associate Planner Nancy Polk presented the staff report and recommended approval of the project. The Affidavit of Publication and Notice of Hearing are on file with the Clerk of the Board.

The public hearing was opened, at which time Dan and Rich Amacker explained that they had requested approval on a similar project in the past, which had been denied; they requested that both projects be given equal consideration. Supervisors Clarke and Hawes agreed and requested that the Amacker project be researched further. Director of Resource Management Russ Mull and Assistant County Counsel Mike Ralston agreed that the Amacker project could be

researched for possible reconsideration, but it would be inappropriate for that research to cause a delay in any action taken on Zone Amendment No. 04-019. No one else spoke for or against the matter, and the public hearing was closed.

By motion made, seconded (Hawes/Hartman), and unanimously carried, the Board of Supervisors took the following actions regarding Zone Amendment No. 04-019, Jon and Stephen Roberts, Bella Vista area:

1. Adopted a CEQA determination of a negative declaration with a de minimis finding of significance, with the findings as specifically set forth in Planning Commission Resolution No. 2004-125;
2. Adopted the rezoning findings as specifically set forth in Planning Commission Resolution No. 2004-125; and
3. Introduced and waived the reading of an ordinance approving Zone Amendment No. 04-019 as requested.

10:53 a.m.: The Board of Supervisors adjourned.

Chairman

ATTEST:

H. DOUGLAS LATIMER
Clerk of the Board of Supervisors

By _____
Deputy